

*COMMONWEALTH OF MASSACHUSETTS*

Barnstable, ss.

At a regular meeting of the Barnstable County Board of Regional Commissioners, held in the Superior Courthouse in Barnstable, on the twenty-seventh day of February, A.D. 2019

**Board Regional Commissioners:**

Ronald R. Beaty	Absent
Ronald Bergstrom	Present
Mary Pat Flynn	Present

**Staff Present:**

Jack Yunits	County Administrator
Steve Tebo	Interim Assistant County Administrator/Director, Facilities Department
Justyna Marczak	Human Resources Director
Owen Fletcher	Executive Assistant, Administration
Janice O'Connell	County Clerk/Assembly Clerk
Sean O'Brien	Director, Health and Human Services
Ian Roberts	Technical Support Specialist, Information Technology

**1. Call to Order**

Chairman Bergstrom called the meeting to order at 9:00 A.M.

**2. Pledge of Allegiance**

**3. Moment of Silence**

**4. Public Comment**

Multiple members of the public commented on a recent tweet by Commissioner Beaty which read “Generally speaking, are gay politicians too self-absorbed and self-centered to adequately represent ALL of their constituents in a fair and equitable manner?” The members of the public expressed their disapproval of the tweet. They argued that it was offensive to the community in general and to politicians who are gay specifically. They asked the Board to censure Commissioner Beaty. These speakers included Erin Andrews of Centerville, Melanie Barron of Yarmouthport, Richard Bibeault of Centerville, Dorria DiManno of South Dennis, Mark Downey of Dennis, Shira Kavon of Provincetown, Peggy McAloon of South Dennis, Meaghan Mort of Marstons Mills, Benton Niggel of Eastham, Paul Rifkin of Mashpee, Fred Schilpp of Barnstable, Christine Uljua of Falmouth, and Elizabeth Young of Marstons Mills

## 5. Approval of Minutes

### a. Regular Meeting of February 13, 2019

*Motion by Commissioner Flynn to approve the regular meeting minutes of February 13, 2019 as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

## 6. General Business

### a. Discussion on the status of County Counsel

Mr. Yunits engaged the Board in a discussion of current County needs for legal services. He explained that the County could need additional services due to new projects the County may engage in. The Board engaged in a lengthy discussion on how to handle these issues. It decided to place this item on the agenda again and ask for Commissioner Beaty’s input before deciding.

### b. Discussion on a possible purchase of a third County Dredge

*Motion by Commissioner Flynn to authorize a Request for Proposals for a new County Dredge, 2nd by Commissioner Bergstrom, approved 3-0-0*

Mr. Yunits and Mr. Tebo presented to the Board. The Board had a lengthy discussion on the need for more dredging equipment to meet increased needs. Mr. Yunits asked for the Board’s permission to continue the drafting of a possible Request for Proposals for new dredging equipment.

### c. Discussion on and review of the proposed County Early Retirement Incentive Program

Mr. Yunits explained that the program has been approved, is being reviewed by accounting, and will soon be sent to the Retirement Board for their consideration. The Board discussed the dangers of lessening the benefits of the program by backfilling positions.

**d. Discussion on the scheduling of a review of Board of Regional Commissioner Executive Session Minutes pursuant to Massachusetts General Laws Chapter 30A, Section 22(g)(1)**

Mr. Yunits discussed the need to periodically review those minutes under Massachusetts law.

**7. New Business – Other business not reasonably anticipated by the Chair**

There was no new business at the meeting.

**8. Commissioners' Actions**

**a. Authorizing the creation of the new position of HMIS (Homeless Management Information System) Program Manager, replacing the vacant HMIS Coordinator position**

*Motion by Commissioner Flynn to authorize the creation of the new position of HMIS (Homeless Management Information System) Program Manager, replacing the vacant HMIS Coordinator position, as recommended by the County Review Committee, as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

**b. Authorizing the refilling of the vacant Laboratory Director Position, in the County Health and Environment Department, as recommended by the County Review Committee**

*Motion by Commissioner Flynn to authorize the refilling of the vacant Laboratory Director Position, in the County Health and Environment Department, as recommended by the County Review Committee as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

Ms. Marczak discussed the need for both positions. Mr. O'Brien discussed the needs of the Lab. Ms. Marczak noted that the HMIS Program Manager position was grant funded.

**c. Authorizing the execution of a notarized letter is designating Stephen Amara, County Accountant, as Entity Administrator for the County and authorizing his access to the United States Government's online System for Award Management (SAM)**

*Motion by Commissioner Flynn to authorize the execution of a notarized letter is designating Stephen Amara, County Accountant, as Entity Administrator for the County and authorizing his access to the United States Government's online System for Award Management (SAM) as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

- d. Authorizing the approval of a grounds request by 2019 Cape Cod Doxie Day to utilize the Barnstable County Superior Courthouse for an event on September 28, 2019**

*Motion by Commissioner Flynn to authorize the approval of a grounds request by 2019 Cape Cod Doxie Day to utilize the Barnstable County Superior Courthouse for an event on September 28, 2019 as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

- e. Authorizing the addition of: PA Landers; John Egan Co., Inc. and; Drizos Contracting, LLC to the Current List of Approved Tradespersons, utilized by the County and Barnstable County Towns**

*Motion by Commissioner Flynn to authorize the addition of: PA Landers; John Egan Co., Inc. and; Drizos Contracting, LLC to the Current List of Approved Tradespersons, utilized by the County and Barnstable County Towns as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

- f. Authorizing the award of a contract to Agilent Technologies, Inc. for the supply and delivery of an Inductively Coupled Plasma Mass Spectrometry (ICP-MS) for the Health Lab at a cost of \$108,761.54**

*Motion by Commissioner Flynn to authorize the award of a contract to Agilent Technologies, Inc. for the supply and delivery of an Inductively Coupled Plasma Mass Spectrometry (ICP-MS) for the Health Lab at a cost of \$108,761.54 as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

- g. Authorizing the execution of a contract with Lawrence Lynch, Corp. for Miscellaneous Public Works for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one (1) additional year**

- h. Authorizing the execution of a contract with Lawrence Lynch Corp. for Road Resurfacing in the Towns of Chatham, Harwich, Provincetown and Yarmouth for the period of April 1, 2019 through March 31, 2020**

*Motion by Commissioner Flynn to authorize execution of a contract with Lawrence Lynch Corp. for Road Resurfacing in the Towns of Chatham, Harwich,*

*Provincetown and Yarmouth for the period of April 1, 2019 through March 31, 2020, as presented, 2nd by Commissioner Flynn, approved 2-0-0*

- i. Authorizing the execution of a contract with Lawrence Lynch Corp. for Roadway Materials for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one additional year**
- j. Authorizing the execution of a contract with Markings Inc. for Miscellaneous Public Works for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one (1) additional year**
- k. Authorizing the execution of a contract with MCE Dirtworks for Road Resurfacing in the Town of Orleans for the period of April 1, 2019 through March 31, 2020**
- l. Authorizing the execution of a contract with PA Landers, Inc. for Roadway Materials for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one additional year**
- m. Authorizing the execution of a contract with PJ Keating for Road Resurfacing in the Town of Sandwich for the period of April 1, 2019 through March 31, 2020**
- n. Authorizing the execution of a contract with Sealcoating Inc. for Miscellaneous Public Works for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one (1) additional year**

Mr. Yunits discussed the nature of the above contracts. He informed the Commissioners that they previously approved all relevant awards for the contracts in Item 8g through Item 8n. Chairman Bergstrom asked for one motion for those items.

*Motion by Commissioner Flynn to approve Item 8g through Item 8n on the Regular Meeting agenda as indicated above, as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

- o. Authorizing the execution of a discharge of mortgage by Arthur R. Hillier and Katherine E. Hillier to Barnstable County, acting by and through the Cape Cod Commission, dated October 23, 2000, recorded with the Barnstable County Registry of Deeds Book 13824 Page 249**

*Motion by Commissioner Flynn to authorize the execution of a discharge of mortgage by Arthur R. Hillier and Katherine E. Hillier to Barnstable County, acting by and through the Cape Cod Commission, dated October 23, 2000,*

*recorded with the Barnstable County Registry of Deeds Book 13824 Page 249 as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

**p. Authorizing the execution of Certificates for Dissolving Septic Betterments**

*Motion by Commissioner Flynn to authorize the Chair to execute Certificates for Dissolving Septic Betterments, as presented, 2nd by Commissioner Bergstrom, approved 2-0-0*

**9. Commissioners' Reports**

The Commissioners did not give any reports at this meeting.

**10. County Administrator and Staff Reports**

Mr. Tebo thanked Mr. O'Brien for his work on the creation of a new Police Academy on Cape Cod.

**11. Adjournment**

*Barnstable, ss. at 10:25 A.M. on this twenty-seventh day of February A.D. 2019, Commissioner Beaty made a motion to adjourn, 2nd by Commissioner Flynn, approved 2-0-0*

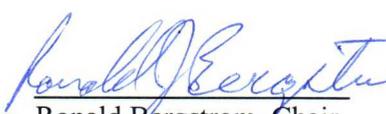
**List of Documents:**

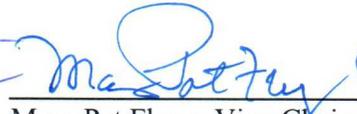
- Draft Regular Meeting of February 27, 2019
- Correspondence dated February 17, 2019 from Jack Yunits, County Administrator, to John W. Parsons, Executive Director of PERAC regarding the Barnstable County ERIP
- Background information regarding the Barnstable County Early Retirement Incentive Program
- Massachusetts General Laws Chapter 30A, Section 22(g)(1)
- Memorandum dated February 26, 2019 to the County Commissioners from Jack Yunits, County Administrator, regarding adopting the County's website as the Official Method of Posting
- Title 940 of the Code of Massachusetts Regulations, Section 29.03(2)(b)
- Memorandum dated February 26, 2019 to the County Commissioners from Justyna Marczak, Human Resources Director, regarding creation of the position of HMIS Program Manager

- Memorandum dated February 20, 2019 to the County Commissioners from Beth Albert, Director, Human Services a request for Approval of New Job Description – HMIS Program Manager
- Memorandum to Justyna Marczak, Director, Human Resources Department, from Sean O'Brien, Director, Health and Environment Department, dated February 21, 2019 regarding the hiring of a New Director of the Barnstable County Laboratory
- Draft Notarized letter dated February 27, 2019 from the County of Barnstable to SAM.GOV Registration Processing in response to the SAM registration renewal requirements
- Authorizing the approval of a grounds request by 2019 Cape Cod Doxie Day to utilize the Barnstable County Superior Courthouse for an event on September 28, 2019
- Memorandum dated February 26, 2019 to the County Commissioners from Justyna Marczak, Executive Assistant, regarding a Grounds Request by 2019 Cape Cod Doxie Day
- Correspondence dated February 8, 2019 to Owen Fletcher, Executive Assistant, from Betsy Davis, Cape Cod Doxie Day Committee, and accompanying enclosures
- Memorandum dated February 5, 2019 to the County Commissioners from Elaine Davis, Chief Procurement Officer, regarding Approval of Pre-Qualified Vendors
- Memorandum dated February 20, 2019 to the County Commissioners from Elaine Davis, Chief Procurement Officer, regarding the Notice of a Bid Award to Agilent Technologies, Inc. for the supply and delivery of an Inductively Coupled Plasma Mass Spectrometry (ICP-MS) for the Health Lab
- Memorandum dated January 25, 2019 to the County Commissioners from Elaine Davis, Chief Procurement Officer, regarding the Notice of a Bid Award to Agilent Technologies, Inc. for the supply and delivery of an Inductively Coupled Plasma Mass Spectrometry (ICP-MS) for the Health Lab
- Contract with Lawrence Lynch Corp. for Road Resurfacing in the Towns of Chatham, Harwich, Provincetown and Yarmouth for the period of April 1, 2019 through March 31, 2020
- Contract with Lawrence Lynch Corp. for Roadway Materials for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one additional year
- Contract with Markings Inc. for Miscellaneous Public Works for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one (1) additional year
- Contract with MCE Dirtworks for Road Resurfacing in the Town of Orleans for the period of April 1, 2019 through March 31, 2020
- Contract with PA Landers, Inc. for Roadway Materials for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one additional year
- Contract with PJ Keating for Road Resurfacing in the Town of Sandwich for the period of April 1, 2019 through March 31, 2020
- Contract with Sealcoating Inc. for Miscellaneous Public Works for Towns in Barnstable County for the period of April 1, 2019 through March 31, 2020, with the option to renew for one (1) additional year

- Discharge of mortgage by Arthur R. Hillier and Katherine E. Hillier to Barnstable County, acting by and through the Cape Cod Commission, dated October 23, 2000, recorded with the Barnstable County Registry of Deeds Book 13824 Page 249
- Memorandum dated February 28, 2019 to the County Commissioners from the Community Septic Management Loan Program regarding Certificates for Dissolving Septic Betterments

Approved, Board of Regional Commissioners:

  
Ronald Bergstrom, Chair

  
Mary Pat Flynn, Vice-Chair

  
Ronald R. Beaty, Commissioner

03/06/19  
Date

The foregoing records have been read and approved, March 7, 2018.

A true copy, attest:

  
Janice O'Connell, Regional Clerk

